

1906-047 Chancery Cause: Zoie B. Reason to by to vs. Rebecca E. Spangler
Lee Co.

2 Plats

CA Estate Dispute
T-Property

To the Honorable H.A.W. Skeen Judge of the Circuit Court of Lee County Virginia:

Humbly complaining sheweth unto your honor, your complaintant Zoie B. Reasor and Bradley L. Spangler, infants under the age of 21 years who sues by Peter J. Reasor the husband of Zoie B. Reasor, and brother-in-law of Bradley L. Spangler their next friend, would respectfully represent and show unto your honor, that their Father James H. Spangler, was in his life time ^{first} seized and possessed of two certain tracts of real estate situated in Lee County, Va., The first known as the home place and mansion house, containing 104 acres bounded by the lands of H.B. Graham, John W. Smith and ^{others all} on South by Powells River, the second tract known as as the Cedar tract, containing 117 acres, bounded by the lands of R.L. Graham, Will Graham, Gp. Carter and Dan ^{Mc}Moe and being there-of seized and possessed, some time in the year 190- departed this life inter^xstate, leaving a widow Rebecca E. Spangler, and your complain^xants, his only children and heirs at-law, and your complainants further state, that the said real estate is, as they believe susceptible of partition amongst the parties entitled there-to.

Your complainants al-so allege that their ^{Mother} mother, the widow of James H. Spangler Dec. should have ^{her dower} the dower assigned in the afore-said lands as well as to partition the lands, ^{as aforesaid} first between your complainants,

In tender consideration where-of, and forasmuch as your complainants are remediless, in the premises, save by the aid of a court of equity

Your complainants pray that the said Rebecca E. Spangler be made a party Defendant to this bill, and ans. ^{we} the same but not on oath, that being specially waived, that dower be assigned the widow Rebecca E. Spangler in the lands of which ^{the} said Husband died seized and possessed, that the real estate afore-said belonging to Jas. H. Spangler at the time of his death, ~~be~~ ^{be} divided equally between your complainants, Zoie ^{Reasor &} ~~Spangler~~ and Bradley L. Spangler, subject to their Mother's dower aforesaid, by commissioners to be appointed by your^s honors court and for all other relief generally, that the ^{Nature} nature of their case may require or to equity seem meet, and they will ever pray &c.

W. H. L. L. p. q.

184

Loie Reason et al by ete
vs ~~EE~~ Bile in Chancery
~~EE~~
Rebecca C. Spangler. Deft.

1906 2nd Aug. Rules
Bill filed Spas.
executed + D.N.
" 1st Sept. Rules
D.N. confirmed
+ cause set
for hearing by
plaintiff.

Costs:

Shff	.00
Atty	15.00
Commr	18.75
Tax	1.50
Clerk	8.77
	<hr/>
	\$44.02

Toir Presor et al. by etc Plaintiffs
Against {{ Du le hancery -
Rebecca. E. Spangler Defendant,

This cause came on this day to be heard upon
the papers formerly read in the cause, the report
of Commissioners W. E. Thompson, N. W. Gregory,
Ed. N. Wygel. partitioning the lands of James
Spangler dec., and was argued by counsel -
on consideration of which said report
being filed the time required by law, the same
is approved and confirmed, and the said
Toir Presor shall have and take in fee simple the
lots assigned her in said partition, and that
Bradley L. Spangler take and hold in fee simple
the lots assigned to him in said partition
and that Rebecca Spangler take and hold
for life the lots assigned to her as and for
her dower during her natural life, and it is
further decreed that report of partition by said
commissioners with decrees be recorded in the
county court clerks office of Lee County Va. -
and that the parties to this partition suit pay the
costs thereof equally, to be taxed by the clerk for
which execution may issue in favor of officers
of the court, and this cause is stricken from the
docket.

Virginia, Lee County, to-wit:

In the Clerk's Office of Lee County, on this the 15th day of December, 1906. The foregoing decrees, commissioner's report and plats were presented, and admitted to record.

Teste:

W. L. P. Ewing, Clerk.

John Pearson et al. By etc,
vs. ~~the~~ Deene Funeral
Rebecca Spangler, Deft.

Entered in C.O.B.
#8, Page 227

Recorded in Deed
Book 45, page 151 +
Examined Dec. 22, 1906
Unindexed.

Enter this:

H. A. W. S. L. Ewing

Dec. 10th, 1906.

Zoie Reasor, and others, by ~~Act~~ Plaintiffs,

Against (In Chancery,

Rebecca E. Spangler, Defendant,

This cause came on this day to be heard upon the bill of complain~~ant~~
process duly executed on the defendant by ~~ac~~ceptance of service and
was argued by counsel.

On consideration of which, the defendant failing^g to plead, andwer
and demurr, the bill is taken for confessed as to her. It is there
fore adjudged and ordered and decreed, that W.E.Thompson, N.W.Gre^ggory
and N.Wygal, who are here-by appointed commissioners for the purpose
after being duly sworn, will go upon the lands described in said bill,
being all the lands owned by James H.Spangler at the time of his
death, they will first partition the home tract, they will lay off
and assign to Zoie Reasor, a one-half, of said tract, and will lay
off and assign to Bradley L.Spangler the other one-half of said tract
having due regard to quantity^t and quality, water ways, timber and
conviences, they will then partition the "Cedar" tract of land in the
same way, assigning to Zoie Reasor one-half and to Bradley L.Spangler
one-half, said commissioners will then futher^h lay off and assign
to the widow, Rebecca E.Spangler, one-third in rental value, including
the mansion house, of all the lands of which^h husband died seized ~~and possessed~~
and assign the same, out of the home place, if practicable, so that
one-half of said dower will rest on the share of Zoie Reasor, and
one-half, of^{share} Bradley L.Spangler, and report to court and the cause is
continued.

Lois Mesopotamia, etc
res. { Deane
Rebecca E. Spangler left.

Entered in C.D.B.
#8, page 201-

Recorded in Dead
Book 45, page 1474c
Examined Dec 22 1806
Indexed.

Entered this

H. A. W. Skene

Sept. 18th 1906. -

ZOIE REASON. Ets
U.S.

Chancery

Rebecca E. Spangler.

To. H. A. W. Skeen, At a Circuit Court held for Lee County at the Court House thereof on the 18th day of Sept- 1906. It was ordered and Decreed That- W. E. Thompson v. W. Gregory. W. Wygal go upon the Lands of James N. Spangler. Dec. and partition the same among those intitled there to. according to Said Bill and Decree in the above styled Cause. Your under signed Commissioners beg leave to report that on the 2^d day of December. 1906 we did go upon the Lands of James N. Spangler Dec. and make a survey of the Lands on Powell's River known as the Home Tract- and found it- to contain Eighty three acres. we then partition the Said Home Tract- according to Said Decree we Layed off and assigned to Bradley D. Spangler the West-End of the Home Tract- including the Houses & Barn Bounded as follows. Beginning at a white-oak original corner shown on Plat at A. which is filed here with as a part of this report. Exhibit A Thence S 84 $\frac{1}{4}$ E 143 poles to a stake at P. South 34 poles to a stake S 70 E. 12 poles to a stake S 19 $\frac{1}{2}$ W. 40 poles to a stake on the Bank of Powell's River shown on Plat at X thence down Said River as it meanders 147 $\frac{1}{2}$ poles to a water oak thence N 14 W 60 poles to the Beginning containing 38 acres More or Less including Improvements & C

which we think in one half in Value
of the Home Tract. We then Layed off
and assigned to Zoie Reason.

The East End of the Home place
which we think is one half in Value
Bounded as follows.

Beginning at a stake on the North
Boundary Line Corner to the Lot-
assigned to Bradley L. Spangler. Shown at \circ
With Said Boundary Line $S 84\frac{1}{4} E$

89 poles to a stake on the Bank of River about
4 feet above a Willow marked. (Lynn Goner)

Thence down Said River as it meanders
164 $\frac{1}{2}$ poles to a stake Corner to Bradley L.
Spangler's Lot - Shown at \times With Lines of
The Same. $N 19\frac{1}{2} E$ 40 poles to a stake

$N 70 W$ 12 poles to a stake North 34 poles to the
Beginning. containing forty five acres more or less

We Layed off and assigned to
Rebecca E. Spangler her Dower Interest-
in Said Home Tract - one half in rental
Value on the part assigned to Bradley L. Spangler
and the other one half of Said Dower. on
that part assigned to Zoie E. Reason. Said Dower
including the Mansion House Barn &
Bounded as follows. Beginning at a stake

on the North Boundary Line 107 poles from the
White oak. Shown on Plot at B. Thence South
36 poles to a stake in the old fence. $N 60 W$ 18 poles
to a small Walnut - $S 13 W$ 7 poles to a Elm
on the Bank of the River thence up Said River
as it meanders. about 97 poles to a Double
Sycamore thence North 86 poles to a stake on the
North Line, ^F With same. $N 84\frac{1}{4} W$. 62 poles
to the Beginning. Containing 24 acres more or less.

Cedar Tract - Shown on Plot Exhibit.

B. We made a Survey of the Cedar Tract of Land of James H. Spangler Dec. and found it - to contain 112 acres. We Layed off and assigned The West Side of Said Tract - to Bradley L. Spangler Which we think is one half in Value Bounded as follows

3.B. Beginning at a Double Hickory on the South Line of the Cedar Tract with Said Line S 57° W 21 ³/₄ poles to 3 cedars stumps S 64° W 26 ¹/₄ poles to a Cedar Hickory & Black oak corner to Thomas Lot - N 33° W 38 poles to a stake & Cedar pointer on the original line at ② N 53 ¹/₂° E 25 poles to a stake & pile of Rocks at ③ N 16 ¹/₂° W. 100 poles to a stake in a hollow about 10 feet from a cedar ④ N 62° E about 81 ³/₄ poles to a stake at C Thence South 159 poles to the Beginning containing 56 acres more or less. We Lay off and assign to ZOE, Reason. The East Side of Said Cedar Tract Bounded as follows. Beginning at Double Hickory Corner to Bradley L. Spanglers Lot. North 159 poles to a stake on North Line with the same. N 62° E about 84 ¹/₂ poles to a stake & pile of Rock on original line S 16 ¹/₂° W 145 poles to E. Cedar (Double Walnut - Down) S 78° W 32 ¹/₂ poles to Two Cedar stumps S 2° W 45 ¹/₂ poles to a Double Cedar Walnut, Cedar, Black oak & Rock. Shown on Plot at A Thence S 57° W. 19 ¹/₄ poles to the Beginning containing 56 acres. more or less.

We then Lay off one third of Said Cedar Tract to Rebecca. F. Spangler

as her Dower in Said Cedar Tract
Bounded as follows Beginning at a
Double Cedar Walnut- Black oak & Cedar
original Corner. S 57 W 41 poles to 3 Cedar
Stump North 159 poles to a Stake on the
North Line with the Same. N 62 E 41 $\frac{3}{4}$ poles
to a stake S 108 poles to 2 Cedar Stumps
S 2 W 45 $\frac{1}{2}$ poles to the Beginning
Containing 37 $\frac{1}{2}$ Acres more or Less.
all The Shares Layed off are to have
The right- to Pass out- over the old roads
so far as the original Tract- has any road.
also the Lot- assigned to Zoie Razor in
The Home Tract- Shall have The right- to
Pass out- over the Dower near the top of the
Cliff South of The House to Barn Lot- and
out- the Lane to the Public Road.
also the Lot- assigned to Bradley L. Spangbr.
shall have a right- of way over the Dower
South of The Barn a long the top of the
Cliff to Barn Lot- and then out the
Lane to the Public Road.

all of which is respectfully Submitted

W. E. Thompson	} Com & Survs	
N. W. Gregory		} Com
N. W. Ygal		} Com.

— ZOIE REASOR —
U.S.

— REBECCA E. SPANGLER —

Chancery

Com. Report

Cast W.E. Hanford 13.00

K.W. Gregory 75-

N. Wygal 2.00

Alex Litton 3.00

Paid 1875-1876

Filed Dec. 10 1906

H.C.J. Ewing,
Clerk,

Recorded in Deed
Book 45 page 1487a
Examined Dec. 22, 1906
Indexed.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon

Rebecca E. Spangler

to appear at the Clerk's office of the Circuit Court of the County of Lee, at rules to be held for the said court, on the *3rd* Monday in *August*, 190*6*, to answer a bill in chancery exhibited against *her*

by Joie B. Reesor and Bradley L. Spangler, Infants who sue by Peter J. Reesor - their next friend.

And have then there this writ. Witness, H. C. T. EWING, Clerk of our said Court, at the court-house, the *2nd* day of *August*, 190*6*, and 1*31st* year of the Commonwealth.

A Copy, Teste:

H. C. T. Ewing

, Clerk.

_____, Clerk.

Joie B. Pearson, et al, by re.

VS

}

SUBPOENA
IN
CHANCERY.

Rebecca E. Spangler

M. G. Ely p. q

To 2nd August Rules.

Lee Circuit Court.

1906
va. Lu Leamy & met!
I accept legal service of the
within process. this day.
2nd. 1906.

Rebecca E. Spangler